

217528

STATE OF SOUTH CAROLINA

(Caption of Case)
IN RE:

South Carolina Electric & Gas Company's Request
for Approval of Demand Side Management Plan
Including a Demand Side Management Rate Rider
and Portfolio of Energy Efficiency

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET
NUMBER: 2009 - 261 - E

#1

(Please type or print)

Submitted by: E. Wade Mullins, III
Address: PO Box 61110
Columbia, SC 29260

SC Bar Number: 3525
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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

- ☐ Emergency Relief demanded in petition ☐ Request for item to be placed on Commission's Agenda expeditiously
- ☐ Other:

| INDUSTRY (Check one) | NATURE OF ACTION (Check all that apply) | | |
|--|--|--|--|
| <input checked="" type="checkbox"/> Electric | <input type="checkbox"/> Affidavit | <input type="checkbox"/> Letter | <input type="checkbox"/> Request |
| <input type="checkbox"/> Electric/Gas | <input type="checkbox"/> Agreement | <input type="checkbox"/> Memorandum | <input type="checkbox"/> Request for Certification |
| <input type="checkbox"/> Electric/Telecommunications | <input type="checkbox"/> Answer | <input type="checkbox"/> Motion | <input type="checkbox"/> Request for Investigation |
| <input type="checkbox"/> Electric/Water | <input type="checkbox"/> Appellate Review | <input type="checkbox"/> Objection | <input type="checkbox"/> Resale Agreement |
| <input type="checkbox"/> Electric/Water/Telecom. | <input type="checkbox"/> Application | <input type="checkbox"/> Petition | <input type="checkbox"/> Resale Amendment |
| <input type="checkbox"/> Electric/Water/Sewer | <input type="checkbox"/> Brief | <input type="checkbox"/> Petition for Reconsideration | <input type="checkbox"/> Reservation Letter |
| <input type="checkbox"/> Gas | <input type="checkbox"/> Certificate | <input type="checkbox"/> Petition for Rulemaking | <input type="checkbox"/> Response |
| <input type="checkbox"/> Railroad | <input type="checkbox"/> Comments | <input type="checkbox"/> Petition for Rule to Show Cause | <input type="checkbox"/> Response to Discovery |
| <input type="checkbox"/> Sewer | <input type="checkbox"/> Complaint | <input checked="" type="checkbox"/> Petition to Intervene | <input type="checkbox"/> Return to Petition |
| <input type="checkbox"/> Telecommunications | <input type="checkbox"/> Consent Order | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation |
| <input type="checkbox"/> Transportation | <input type="checkbox"/> Discovery | <input type="checkbox"/> Prefiled Testimony | <input type="checkbox"/> Subpoena |
| <input type="checkbox"/> Water | <input type="checkbox"/> Exhibit | <input type="checkbox"/> Promotion | <input type="checkbox"/> Tariff |
| <input type="checkbox"/> Water/Sewer | <input type="checkbox"/> Expedited Consideration | <input type="checkbox"/> Proposed Order | <input type="checkbox"/> Other: |
| <input type="checkbox"/> Administrative Matter | <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest | |
| <input type="checkbox"/> Other: | <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit | |
| | <input type="checkbox"/> Late-Filed Exhibit | <input type="checkbox"/> Report | |

OK
OK

BRUNER, POWELL, ROBBINS, WALL & MULLINS, LLC

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LEAH EDWARDS GARLAND

* Also Admitted in District of Columbia

July 6, 2009

AUTHOR'S E-MAIL:
WMULLINS@brunerpowell.com

VIA HAND DELIVERY

The Honorable Charles L.A. Terreni
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210

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2009 JUL - 6 PM 3:27
SC PUBLIC SERVICE
COMMISSION

**RE: Application of South Carolina Electric and Gas Company for the
Establishment and Approval of DSM Programs and Rate Rider
Docket No. 2009-261-E
Petition to Intervene of CMC Steel South Carolina**

Dear Mr. Terreni:

Enclosed for filing please find the original and ten (10) copies of the Petition to Intervene of CMC Steel South Carolina in the above-referenced matter. I have also enclosed two extra copies of the Petition and would appreciate you file stamping the extra copies and returning it to me via courier. By copy of this letter, I am serving all parties of record. If you have any questions or need additional information, please do not hesitate to contact me.

With kind regards, I am

Very truly yours,



E. Wade Mullins, III

EWM/rdd

cc: Belton T. Zeigler, Esquire
K. Chad Burgess, Esquire (w/enc.)
Shannon B. Hudson, Esquire (w/enc.)
Damon E. Xenopoulos, Esquire (w/enc.)

**BEFORE THE
SOUTH CAROLINA PUBLIC SERVICE COMMISSION**

In RE:

**South Carolina Electric & Gas
Company's Request for Approval of
Demand Side Management Plan
Including a Demand Side Management
Rate Rider and Portfolio of Energy
Efficiency Programs**

Docket No. 2009-261-E

PETITION TO INTERVENE OF CMC STEEL SOUTH CAROLINA

CMC Steel South Carolina ("CMC") hereby petitions to intervene in the above-captioned proceeding. CMC states the following grounds in support of its petition.

1) CMC owns and operates a steel manufacturing facility in Cayce, South Carolina. This facility utilizes an electric arc furnace ("EAF") to melt and recycle steel. This process requires CMC to purchase very large quantities of electricity from South Carolina Electric & Gas Company ("SCE&G") at a cost of millions of dollars a year. Because the cost of electricity is one of the major costs of steel-making utilizing an EAF, the cost of electric power directly affects CMC's ability to produce steel at a competitive price. CMC is one of the largest retail customers of SCE&G.

2) Due to the magnitude and unique characteristics of its load, CMC cannot be represented adequately by any other party to this proceeding. At this stage of the proceeding, CMC has not fully determined what positions it may take.

3) CMC's mailing address is:

CMC Steel South Carolina
310 New State Road
Cayce, SC 29033

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SOUTH CAROLINA
PUBLIC SERVICE COMMISSION

4) CMC is represented by the Washington, D.C. law firm of Brickfield, Burchette, Ritts & Stone, P.C. in various matters regarding electric rates and service. In the past few years, attorneys of the firm have appeared before this Commission, the Federal Energy Regulatory Commission, and many other state utility commissions. In accordance with Rule 103-804 S.(1)(b) of the Commission's Rules of Practice and Procedure, Brickfield, Burchette, Ritts & Stone, P.C. will associate with E. Wade Mullins, III, Esq. and Joey R. Floyd, Esq. of Bruner, Powell, Robbins, Wall & Mullins, LLC, local counsel licensed to practice in South Carolina. An appropriate Motion for Admission Pro Hac Vice will be filed with the Commission. Service and correspondence regarding this proceeding should be sent to all of the undersigned.

WHEREFORE, for the reasons set forth above, CMC respectfully requests permission to intervene in this proceeding.

Respectfully submitted,



E. Wade Mullins, III, Esq.
Joey R. Floyd, Esq.
BRUNER, POWELL, ROBBINS, WALL & MULLINS, LLC
P.O. Box 61110
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(803) 252-7693

Damon E. Xenopoulos, Esq.
BRICKFIELD, BURCHETTE, RITTS & STONE, P.C.
1025 Thomas Jefferson Street, N.W.
Eighth Floor -- West Tower
Washington, D.C. 20007
(202) 342-0800

Attorneys for CMC Steel South Carolina

**BEFORE THE
SOUTH CAROLINA PUBLIC SERVICE COMMISSION**

| | | |
|---|---|------------------------------|
| In RE: |) | |
| |) | |
| South Carolina Electric & Gas |) | Docket No. 2009-261-E |
| Company's Request for Approval of |) | |
| Demand Side Management Plan |) | |
| Including a Demand Side Management |) | |
| Rate Rider and Portfolio of Energy |) | |
| Efficiency Programs |) | |

CERTIFICATE OF SERVICE

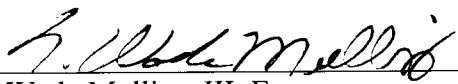
I hereby certify that on this 6th day of July, 2009, I served the Petition to Intervene of CMC Steel South Carolina by regular mail, with sufficient postage affixed thereto and return address clearly marked, to the following addresses:

Belton T. Ziegler, Esquire
Lee E. Dixon, Esquire
Pope Ziegler, LLC
Post Office Box 11509
Columbia, SC 29211

K. Chad Burgess, Esquire
Catherine D. Taylor, Esquire
South Carolina Electric and Gas Company
1426 Main Street MC 130
Columbia, SC 29201

Shannon Bowyer Hudson, Esquire
Office of Regulatory Staff
1401 Main Street, Suite 900
Columbia, SC 29201

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PUBLIC SERVICE
COMMISSION



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